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Our File: 84333-202 ADB

FACSIMILE COVER LETTER**FAX RECEIVED****APR 04 2003****PETITIONS OFFICE****PLEASE DELIVER THE FOLLOWING PAGES TO:****NAME:** Commissioner of Patents – **DEREK L. Woods****FACSIMILE NUMBER:** **1-703-308-6916****FROM:** **Adrian D. Battison****TOTAL NUMBER OF PAGES INCLUDING THIS COVER LETTER:** **4****DATE:** **APRIL 4, 2003****TELEPHONE:** (204) 947-1429 **FACSIMILE:** (204) 942-5723**OPERATOR:** **LYNN LEATHERDALE**

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RE: United States Patent Application no: 09/634,833
James A. McLeod et al
COLLECTION & STACKING OF LUMBER PIECES FROM THE GROUND
Attention:-Derek L. Woods - OFFICE OF PETITIONS

Response to Request for more Information dated February 4, 2003.

**IF ALL PAGES ARE NOT RECEIVED OR ANY ARE NOT LEGIBLE. PLEASE
CALL AS SOON AS POSSIBLE.**

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EXAMINER: Jam s K enan
GROUP: 3652
APPLICANT: James A. McLeod et al
SERIAL NO: 09/634,833
FILED: August 4, 2000
FOR: COLLECTION AND STACKING OF LUMBER PIECES FROM
THE GROUND

Commissioner of Patents
Box DAC
Washington, D.C., 20231
U.S.A.

Attention: Office of Petitions

Dear Sir:

Response to Requirement for Information

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APR 04 2003

PETITIONS OFFICE

In response to the Requirement for Information dated February 4, 2003,
the Petitioner provides the following additional information.

It is requested that the Petitioner clarify how he came to an understanding
that the applicants had lost interest in the application due to the failure of recent
discussions to license the invention to a third party.

Further investigation including discussions with both applicants confirms
that the applicants have restated adamantly that they have at no time issued
instructions to abandon this application.

It appears that there has been no expressed abandonment by the applicants and that the unintentional delay leading to abandonment of this application arises solely from the failure in recollection and/or understanding of the undersigned.

Further investigation has revealed that the discussion concerning the failed licensing process mentioned in the Petition occurred in 2001 prior to the response filed December 18th, 2001. It is clear therefore that the failed licensing process, while raising questions concerning the value of the application, lead to a conclusion that the application should be pursued thus leading to the filing of the response in December 2001.

The undersigned now has no recollection of a specific discussion in which specific instructions were issued to abandon the present application.

It is believed therefore that any understanding in the mind of the present Petitioner that this application should be abandoned arose entirely unintentionally and was entirely caused by an error of recollection and/or understanding of the undersigned.

No notes of any such discussion have been found in the file. No correspondence concerning the intentions of the applicant have been located in the file.

While this error is much to be regretted, it unfortunately has occurred and has lead to an unintentional delay by which this application became abandoned.

It is requested therefore that based upon this additional information the Petition for Revival of this application be allowed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false

statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of the Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

JAMES MCLEOD et al

Per: 

Adrian D. Battison

Registration No: 31,726

ADB/II

April 4, 2003

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent And Trademark Office on the date shown below.

LYNN LEATHERDALE

Lynn Leatherdale

DATE: April 4/03